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**TERMINAL DISCLAIMER TO OBTAIN A PROVISIONAL DOUBLE PATENTING
REJECTION OVER A PENDING SECOND APPLICATION**

Docket Number (Optional)

IIW-002RCE

In re Application of: Tomoki KOBAYASHI *et al.*

Application No.: 09/870524-Conf. #1359

Filed: May 30, 2001

For: GAS-SUPPLYING APPARATUS, GAS-SUPPLYING MECHANISM AND GAS-SUPPLYING
PROCESS IN FUEL CELL

The owner*, Honda Giken Kogyo Kaushiki Kaisha, of 100
percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of
any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined
in 35 U.S.C. 154 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending
second Application Number 09/908,204, filed on July 18, 2001, of any patent on the
pending second application. The owner hereby agrees that any patent so granted on the instant application shall be
enforceable only for and during such period that it and any patent granted on the second application are commonly owned.
This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or
assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant
application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent
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such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of
competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled
by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as
shortened by any terminal disclaimer filed prior to its grant.

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1. ☐ For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.),
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on
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false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the
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2. ☒ The undersigned is an attorney or agent of record.

11/09/04
Date

11/15/2004 SDEB01 00000005 120080 09870524

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- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) is included.

*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).
Form PTO/SB/96 may be used for making this statement. See MPEP § 324.

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